

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-infested and insect-damaged olives.

DISPOSITION: September 25, 1953. Default decree of condemnation and destruction.

20772. Adulteration of olives. U. S. v. 23 Cases * * *. (F. D. C. No. 35458. Sample No. 58333-L.)

LIBEL FILED: August 18, 1953, Western District of Michigan; amended libel filed August 19, 1953.

ALLEGED SHIPMENT: On or about June 8, 1953, by the South Shore Packing Corp., from Vermilion, Ohio.

PRODUCT: 23 cases, each containing 4 jars, of olives at Holland, Mich.

LABEL, IN PART: (Jar) "South Shore Contents 1 Gallon Olives For Salads."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-infested and insect-damaged olives.

DISPOSITION: October 13, 1953. Default decree of condemnation and destruction.

20773. Misbranding of canned black-eyed peas. U. S. v. 173 Cases * * *. (F. D. C. No. 34990. Sample No. 62621-L.)

LIBEL FILED: April 8, 1953, Western District of Kentucky.

ALLEGED SHIPMENT: February 4, 1953, by the Ozark Packing Co., from Ozark, Ark.

PRODUCT: 173 cases, each containing 24 cans, of black-eyed peas at Paducah, Ky.

LABEL, IN PART: (Can) "Pride of Ozark Brand Fresh Shelled Blackeye Peas Contents 15½ Oz. Avoir."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the article failed to bear a label containing an accurate statement of the quantity of the contents. (Examination showed that the article was short weight.)

DISPOSITION: August 5, 1953. The Ozark Packing Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling under the supervision of the Department of Health, Education, and Welfare.

20774. Adulteration of frozen spinach. U. S. v. 185 Cases * * * (and 2 other seizure actions). (F. D. C. Nos. 34976, 35269, 35301. Sample Nos. 50879-L, 50880-L, 51367-L, 51368-L.)

LIBELS FILED: April 23, May 25, and June 11, 1953, District of New Jersey.

ALLEGED SHIPMENT: On or about February 10, 13, 16, and 24, 1953, by the Southland Frozen Foods, from Plant City, Fla.

PRODUCT: 2,392 cases, each containing 24 14-ounce packages, of frozen spinach at Jersey City, N. J.

LABEL, IN PART: (Carton) "Asco Ideal Brand Chopped Spinach."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article was unfit for food by reason of the presence of a substantial amount of extraneous material.